



PATENT
2091-0245P

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicants: Kazuo SHIOTA et al. Conf.: 9017
Application No.: 09/954,964 Group: 3624
Filed: September 19, 2001 Examiner: D. FELTEN
For: NETWORK PHOTOGRAPH SERVICE SYSTEM

REPLY UNDER 37 C.F.R. § 1.105

Assistant Commissioner for Patents
Washington, D.C. 20231

February 5, 2007

Sir:

In reply to the Request of Information under 37 C.F.R. §1.105 dated July 15, 2005, the period for reply having been extended three (3) months, Applicants respectfully submit the following Reply.

The Request of Information under 37 C.F.R. §1.105 requests that Applicants provide certain information that the Examiner asserts as being "reasonably necessary to the examination of the application." In view of the fact that the subject application has already received four (4) substantive Office Actions, Applicants respectfully submit that this Request is improper and unduly burdensome. Furthermore, it appears that this Request of Information under C.F.R. §1.105 was issued in error. Accordingly, Applicants respectfully request that the Request of Information under 37 C.F.R. §1.105 be withdrawn and that a substantive Office Action or Notice of Allowance be issued in the subject application.

date: 02/21/2007 CKHLOK
000001 00000025 09954964
-1020.00 OP

Ref: 02/21/2007 CKHLOK 0010232200
Name/Number: 09954964
\$1020.00 CR

CONCLUSION

Should there be any outstanding matters that need to be resolved in the present application, we respectfully request the Examiner to contact the undersigned at (703) 205-8000, to conduct an interview in an effort to expedite prosecution in connection with the present application.

Applicants respectfully petition for a three (3) month extension of time pursuant to 37 C.F.R. §§ 1.17 and 1.136(a). A check in the amount of the extension of time fee is attached.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By: 

D. Richard Anderson, #40,439

DRA
2091-0245P

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**UNITED STATES PATENT & TRADEMARK OFFICE
Washington, D.C. 20231**

REQUEST FOR PATENT FEE REFUND				
1 Date of Request: <u>02/20/07</u>		2 Serial/Patent # <u>9954964</u>		
3 Please refund the following fee(s):		4 PAPER NUMBER	5 DATE FILED	6 AMOUNT
	Filing			\$
	Amendment			\$
<input checked="" type="checkbox"/>	Extension of Time	none	02/05/07	\$ 1,020.00
	Notice of Appeal/Appeal			\$
	Petition			\$
	Issue			\$
	Cert of Correction/Terminal Disc.			\$
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		7 TOTAL AMOUNT OF REFUND		\$ 1,020.00
		8 TO BE REFUNDED BY:		
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10 REASON:				
	Overpayment			
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<input checked="" type="checkbox"/>	No Fee Due (Explanation):			
Extension of time submitted subsequent to the expiration of the maximum extendable period for response.				
11 REFUND REQUESTED BY:				
TYPED/PRINTED NAME: <u>Paul Shanowski</u>		TITLE: <u>Senior Attorney</u>		
SIGNATURE: <u><i>Paul Shanowski</i></u>		PHONE: <u>571-272-3225</u>		
OFFICE: <u>Office of Petitions</u>				
***** THIS SPACE RESERVED FOR FINANCE USE ONLY: *****				
APPROVED: <u><i>OK</i></u>		DATE: <u>2/21/07</u>		

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